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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of:

Kenneth A. Brasel, Stewart D. Lyman, Eugene
Maraskovsky, Hilary J. McKenna, David H.
Lynch and Charles R. Maliszewski

Docket No.: 2836-D

Group Art Unit: 1644

Examiner: F.P. VanderVegt

Serial No: 09/448,378

Filed: November 23, 1999

CPA Filed: June 28, 2001

For: DENDRITIC CELL STIMULATORY FACTOR

PETITION TO CORRECT INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

BOX CPA

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

The undersigned, Charles Maliszewski declares as follows:

1. The original patent application, as identified above, was filed in the names of Kenneth A. Brassel, Stewart D. Lyman, Eugene Maraskovsky, Hilary J. McKenna and David H. Lynch. An executed Declaration and Power of Attorney naming Kenneth A. Brassel, Stewart D. Lyman, Eugene Maraskovsky, Hilary J. McKenna and David H. Lynch was filed with the application on November 23, 1999.

2. At the time of filing the application at issue, Applicants' representative inadvertently failed to include Charles Maliszewski as an inventor. This error was an oversight and occurred without any deceptive intent on the part of the undersigned, Charles Maliszewski.

3. We further declare that all statements made herein of our own knowledge are true, and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

7/23/2001


Charles Maliszewski

Immunex Corporation
Law Department
51 University Street
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DECLARATION

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe that I am an original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

DENDRITIC CELL STIMULATORY FACTOR

the specification of which

☐ is attached hereto.

OR

☒ was filed on November 23, 1999, and on June 28, 2001 (as a continued prosecution application), as United States Application No. 09/448,378

I hereby state that I have reviewed and understand the contents of said specification, including the claims. I acknowledge the duty to disclose information that is known to me and material to patentability of the subject claimed invention in accordance with 37 C.F.R. §1.56.

☒ I hereby claim the benefit under 35 U.S.C. §120 of the United States application(s) and PCT international application(s) designating the United States that are listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) or PCT international application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application.

Application No.

08/539,142

08/725,540

Filed

October 4, 1995

October 3, 1996

☐ I hereby claim the benefit under 35 U.S.C. §119(e) of the United States provisional patent application(s) listed below:

Application No.

Filed

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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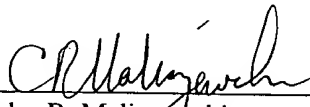
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Declaration

Docket No.: 2836-D

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